

March 12, 2001, a full 6 months prior to the terrorist attacks of 9/11 and after a full investigation by the Federal Bureau of Investigation. The case against Ghailani was built long before he was transferred to Gitmo in 2006. To imply that other detainees, many of whom the FBI has never investigated or collected evidence against, may similarly be prosecuted in U.S. courts is naive.

The President, in announcing the closing of Guantanamo Bay in January of this year, failed to come forward with a plan to tell the American people what he intended to do with the rest of the remaining prisoners being held in that facility. Americans are outraged about the fact that there is now the potential for those individuals to be transferred to the United States and the possibility that some of them may be released into American society.

The reaction of the administration to the outcry from the American people and to the outcry from Members of this body has been: Well, we are going to work this out. We are going to get people to take these individuals.

Well, needless to say, the previous administration had been trying to get folks to allow the return of their countrymen who are housed at Guantanamo for years, and they were not successful. That is why we still have 241 detainees at Guantanamo.

Yesterday, there was an announcement that 17 Uighurs, or Chinese terrorists, are going to be sent to the country of Palau. I doubt there are many Americans who can even tell you where Palau is. It turns out it is a country containing many islands somewhere out in the Pacific, not far from the Philippines.

In order to get Palau to take these 17 Uighurs, the Obama administration has committed to paying that country \$200 million or, if my calculation is correct, about \$11,764,705 per individual. A pretty good payment for taking these prisoners.

If that is the standard we are going to be using and the precedent we are now setting, you can figure the numbers to look at how much money it is going to cost us to transfer these remaining prisoners to other countries.

Guantanamo is a symbolic issue for many people around the world. I am not one who is going to stand here and say we should not close it. Obviously, there should be some long-range plan to get us out of Guantanamo and to ultimately close it. But without the administration coming forward with a plan, the American people are deservedly outraged at the fact that these individuals may be transferred to criminal facilities in the United States. They, thus, become eligible for all rights of individuals who are housed on U.S. domestic soil, including the right of habeas corpus, and, thus, because not in every case have our soldiers been able to look a guy in the eye who has a rifle in his hand and who is shooting at him, but they are able to disarm him and take the weapon away from

him, they don't have the opportunity to gather evidence on the battlefield and to bag up all that evidence and take the time to write down names of witnesses who saw the activity on the battlefield. So there is the potential that some of these individuals might ultimately be successful in a habeas corpus action, be set free by some judge in a U.S. court and, thus, be eligible to be ingratiated into U.S. society.

A couple weeks ago, I filed a bill in the Senate which prohibits, No. 1, any detainee at Guantanamo from being transferred to the United States. The administration has already breached that, and that is why it is more important than ever we consider this bill.

But more importantly, if the President exercises other powers that he has outside of what may be even enacted into law, constitutional powers he may have, and brings these individuals into the United States, my bill will prohibit any opportunity for any of these individuals who are now housed at Guantanamo from ever being released into the society of the United States.

I sought to get this bill up as an amendment to the supplemental, but, unfortunately, my friends on the other side of the aisle saw it in a different way and would not let my amendment come up. We are going to be back. We are going to have this bill up either as a standalone bill or as an amendment at the next opportunity to make sure we do everything we can as Members of the Senate who voted 90 to 6 to not bring these individuals from Guantanamo to the United States, to again have the opportunity to vote on this issue and to make sure that not only do we not bring them here, but that if by some quirk the President decides we ought to bring them here and does so, then there is never the opportunity for those individuals to be released into the United States, into any of our communities, irrespective of where they may reside.

I simply will close tonight and say this is a very serious issue that, in fact, is being considered by the conferees tonight, I understand, on the supplemental that we voted on a couple weeks ago. The language that was agreed to by that 90-to-6 vote may be in jeopardy. Democrats may be trying to pull that particular provision out of the supplemental and to, thereby, not have language in there that would prohibit these individuals from coming into our country.

I think that is certainly against the will of the American people, it is certainly against the will of the Senate in a big way, and I think would be a huge mistake.

I look forward to continuing the debate on this issue. I look forward to our bill coming up, either in the form of a standalone bill or in the form of an amendment because this is an issue that is not going away until we figure out a way to deal with these individuals who are incarcerated at Guanta-

namo in a lawful manner as enemy combatants and that we figure out a way to deal with them on a long-term basis that ultimately will allow us to leave Guantanamo and close that facility.

Mr. President, I yield the floor.

ADJOURNMENT UNTIL 10 A.M. TOMORROW

The PRESIDING OFFICER (Mr. BEGICH). Under the previous order, the Senate stands adjourned until June 11 at 10 a.m.

Thereupon, the Senate, at 7:16 p.m., adjourned until Thursday, June 11, 2009, at 10 a.m.

NOMINATIONS

Executive nominations received by the Senate:

DEPARTMENT OF THE INTERIOR

ROBERT V. ABBEY, OF NEVADA, TO BE DIRECTOR OF THE BUREAU OF LAND MANAGEMENT, VICE JAMES L. CASWELL, RESIGNED.

DEPARTMENT OF STATE

TIMOTHY J. ROEMER, OF INDIANA, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO INDIA.

NATIONAL MEDIATION BOARD

HARRY R. HOGLANDER, OF MASSACHUSETTS, TO BE A MEMBER OF THE NATIONAL MEDIATION BOARD FOR A TERM EXPIRING JULY 1, 2011. (REAPPOINTMENT)

FOREIGN SERVICE

THE FOLLOWING-NAMED PERSONS OF THE AGENCIES INDICATED FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF THE CLASSES STATED.

FOR APPOINTMENT AS FOREIGN SERVICE OFFICER OF CLASS FOUR, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

DEPARTMENT OF STATE

SUSAN MARIE CARL, OF ALASKA

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE TO BE CONSULAR OFFICERS AND SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

DEPARTMENT OF COMMERCE

LANDON A. LOOMIS, OF LOUISIANA
KEENTON C. LUONG, OF CALIFORNIA
MEGAN A. SCHILDGEN, OF MARYLAND

DEPARTMENT OF STATE

KARL MILLER ADAM, OF TEXAS
ANJUM F. AKHTAR, OF CALIFORNIA
ELIZABETH ANN ALBIN, OF TEXAS
MARK K. ANTOINE, OF VIRGINIA
JULIA ELIZABETH AFGAR, OF THE DISTRICT OF COLUMBIA
DANIEL PATRICK ARAGÓN, OF VERMONT
KARLA ASCARRUNZ, OF VIRGINIA
NATHAN D. AUSTIN, OF WASHINGTON
DINA A. BADAWEY, OF CALIFORNIA
FRANÇOISE I. BARAMDYKA, OF CALIFORNIA
ASHLEY CHANTREL BARINER-BYRD, OF PENNSYLVANIA
MATTHEW BAUMGART, OF THE DISTRICT OF COLUMBIA
BRIAN PAUL BECKMANN, OF MINNESOTA
FRITZ BERGGREN, OF WASHINGTON
KATHRYN W. BONDY, OF GEORGIA
ROXANA BOTEA, OF VIRGINIA
A. STEPHANIE BRANCAFORTE, OF VIRGINIA
JENNIFER LEIGH BRIDGERS, OF GEORGIA
THEODORE BROSIUS, OF THE DISTRICT OF COLUMBIA
ANNMARIE E. BRUEN, OF VIRGINIA
MICHAEL WILLIAM CAMPBELL, OF MARYLAND
JESSICA CHESBRO, OF OREGON
HENRY K. CLARK, OF MARYLAND
BIANCA M. COLLINS, OF VIRGINIA
PATRICIA A. CONNELLEY, OF VIRGINIA
JUSTIN JOHN COOK, OF VIRGINIA
ANTON M. COOPER, OF WASHINGTON
EDWARD KENNETH CORRIGAN IV, OF VIRGINIA
ANN MARIE COTE, OF MICHIGAN
ANDREW J. CURIEL, OF CALIFORNIA
DOUGLAS M. DISABELLO, OF VIRGINIA
JENNY R. DONADIO, OF VIRGINIA
NICK DONADIO, OF VIRGINIA
COLIN C. DREIZIN, OF CALIFORNIA
JENNIFER G. DUCKWORTH, OF THE DISTRICT OF COLUMBIA
THOMAS A. DUVAL, OF MASSACHUSETTS
AMY E. EAGLEBURGER, OF NORTH CAROLINA
JEREMY EDWARDS, OF TEXAS
JEFFREY E. ELLIS, OF WASHINGTON
SHANNON M. EPPS, OF VIRGINIA

JOHN C. ETCHEVERRY, OF VIRGINIA
 KAREN J. FACKLER, OF VIRGINIA
 SARAH L. FALLON, OF WISCONSIN
 CRAIG J. FERGUSON, OF THE DISTRICT OF COLUMBIA
 DYLAN THOMAS FISHER, OF THE DISTRICT OF COLUMBIA
 THEODORE J. FISHER, OF CALIFORNIA
 CHARLES FOUTS, OF CALIFORNIA
 CALVIN C. FRANCIS, OF VIRGINIA
 RYAN EASTMAN GABRIEL, OF VIRGINIA
 ROBERT A. GAUTNEY, OF VIRGINIA
 JOSEPH MARTIN GERAGHTY, OF THE DISTRICT OF COLUMBIA
 JOHN DREW GIBLIN, OF GEORGIA
 STEPHANIE SNOW GILBERT, OF OKLAHOMA
 MARK T. GOLDRUP, OF CALIFORNIA
 AMIT RAGHAVJI GOSAR, OF VIRGINIA
 JOHN JAKE GOSHERT, OF NEW YORK
 FORREST GRAHAM, OF MISSISSIPPI
 ANDREA M. GRIMSTE, OF VIRGINIA
 ANDREW HARROP, OF VIRGINIA
 JESSICA A. HARTMAN, OF VIRGINIA
 NICKOLAUS HAUSER, OF TEXAS
 STEPHANIE MARIE HAUSER, OF FLORIDA
 MARK E. HERNANDEZ, OF VIRGINIA
 BENJAMIN G. HESS, OF NORTH CAROLINA
 EDWARD T. HICKEY, OF THE DISTRICT OF COLUMBIA
 JEAN HILLER, OF VIRGINIA
 ALAN PAUL HOLMES, OF VIRGINIA
 MARCIA ELIZABETH HOUSE, OF GEORGIA
 BRENT W. ISRAELSEN, OF UTAH
 WILLIAM JAMIESON, OF VIRGINIA
 JAMES TAYLOR JOHNSON, OF VIRGINIA
 LINDA M. JOHNSON, OF THE DISTRICT OF COLUMBIA
 LUKE STEVEN JOHNSON, OF VIRGINIA
 EMMIT A. JONES, OF VIRGINIA
 PENELOPE R. JUSTICE, OF VIRGINIA
 RACHEL Y. KALLAS, OF WISCONSIN
 STEPHANIE KANG, OF MISSOURI
 ARTHUR KEATING, OF VIRGINIA
 WESLEY C. KELLY, OF VIRGINIA
 MATTHEW DEFERREIRE KEMP, OF VIRGINIA
 WILLIAM B. KINCAID, OF THE DISTRICT OF COLUMBIA
 JERRAH M. KUCHARSKI, OF PENNSYLVANIA
 ATHENA KWEY, OF CALIFORNIA
 JAMES LAMSON, OF VIRGINIA
 DAWSON EDWARD LAW, OF MONTANA
 KATHERINE MAUREEN LEAHY, OF NEW JERSEY
 ADAM J. LEFF, OF THE DISTRICT OF COLUMBIA
 RONG LI, OF MAINE
 MICHAEL LIES, OF THE DISTRICT OF COLUMBIA
 ELIZABETH ANGELA LITCHFIELD, OF ILLINOIS
 QIN P. LLOYD, OF VIRGINIA
 PAUL A. LONGO, OF THE DISTRICT OF COLUMBIA
 LOUIS T. MANARIN, OF VIRGINIA
 CHRISTA LEORA MATTHEWS, OF VIRGINIA
 JENNIFER L. MCANDREW, OF TEXAS
 DANIEL CRAIG MCCANDLESS, OF PENNSYLVANIA
 VICKI H. MCDANAL, OF VIRGINIA
 LAYANNA K. MCLEOD, OF VIRGINIA
 DANIEL E. MEHRING, OF CALIFORNIA
 KRISTEN ANN MERRITT, OF CALIFORNIA
 STERLING MICHOLS, OF NEVADA
 RACHEL I. MIHM, OF VIRGINIA
 KENNETH W. MILLER, OF VIRGINIA

ZACHARY J. MILLIMET, OF VIRGINIA
 SCOTT J. MILLS, OF NORTH CAROLINA
 ERIC CHARLES MOORE, OF MINNESOTA
 KRISTY M. MORDHORST, OF TEXAS
 MICHAEL K. MORTON, OF VIRGINIA
 TIMOTHY P. MURPHY, OF WEST VIRGINIA
 TIMOTHY M. NEWELL, OF VIRGINIA
 SCOTT A. NORRIS, OF FLORIDA
 SARAH OH, OF NEW YORK
 MARK J. OLIVER, OF VIRGINIA
 JAMES PAUL O'MEALIA, OF NEW JERSEY
 IRENE LJEOMA ONYEAGBAKO, OF NEVADA
 ERIK GRAHAM PAGE, OF SOUTH CAROLINA
 TIMOTHY J. PENDARVIS, OF KANSAS
 VALERIE PETTTPREZ-HORTON, OF VIRGINIA
 MARLENE H. PHILLIPS, OF VIRGINIA
 MICHAEL P. PICARIELLO, OF VIRGINIA
 HEIDI M. PICHLER, OF VIRGINIA
 ARCHANA PODDAR, OF MASSACHUSETTS
 STACEY D. PRICE, OF MARYLAND
 A. LARISSA PROCTOR, OF PENNSYLVANIA
 ERIN RAMSEY, OF NORTH CAROLINA
 JERAMEE C. RICE, OF TENNESSEE
 JAMES THOMAS RIDER, OF MICHIGAN
 SYED-KHALID RIZVI, OF MARYLAND
 JENNIFER W. ROBERTSON, OF VIRGINIA
 MARK ROBERTSON, OF VIRGINIA
 CHRISTOPHER M. ROGERS, OF VIRGINIA
 DELBERT A. ROLL, OF VIRGINIA
 TRAVIS D. RUTHERFORD, OF VIRGINIA
 LISA A. SALAMONE, OF ARIZONA
 DUSTIN F. SALVESON, OF UTAH
 LEE ERIC SCHENK, OF THE DISTRICT OF COLUMBIA
 JANELLE L. SCHWEHR, OF VIRGINIA
 JONATHAN C. SCOTT, OF CALIFORNIA
 VIKRUM SEQUEIRA, OF TEXAS
 MIHAIL DAVID SEROHA, OF FLORIDA
 MUHAMMAD RASHID SHAHBAZ, OF NEW YORK
 GEORGE BRANDON SHERWOOD, OF NORTH CAROLINA
 NATALYA C. SIMI, OF VIRGINIA
 GWENDOLYNNE M. SIMMONS, OF FLORIDA
 NATHAN R. SIMMONS, OF IDAHO
 CHRISTOPHER JAMES SINAY, OF VIRGINIA
 NISHA DILIP SINGH, OF THE DISTRICT OF COLUMBIA
 MATTHEW SIREN, OF VIRGINIA
 KIMBERLY L. SKOGLUND, OF VIRGINIA
 JEREMY DANIEL SLEZAK, OF NEW JERSEY
 ERIC ANTHONY SMITH, OF THE DISTRICT OF COLUMBIA
 VORONIQUE E. SMITH, OF CALIFORNIA
 ABIGAIL ANNE DAVIS SPANBERGER, OF VIRGINIA
 WESLEY R. ST. ONGE, OF VIRGINIA
 KRISTEN MARIE STOLT, OF ILLINOIS
 ANNA AMALIA TAYLOR, OF VIRGINIA
 JOHN MANNING THOMAS, OF THE DISTRICT OF COLUMBIA
 ELISABETH SPIEKERMANN THORNTON, OF VIRGINIA
 SARAH M. TRUETTNER, OF VIRGINIA
 ANDREA TULLY, OF VIRGINIA
 MARC E. TURNER, OF VIRGINIA
 TIMOTHY J. USELMANN, OF VIRGINIA
 ANNETTE VANDENBROEK, OF WISCONSIN
 CHAD R. WAGNER, OF VIRGINIA
 MARISA CORRADO WALSH, OF VIRGINIA
 MICHAEL JAMES WAUTLET, OF COLORADO

MATTHEW HARRIS WELCH, OF VIRGINIA
 GEOFFREY DAVID WESSEL, OF NORTH CAROLINA
 AMOS A. WETHERBEE, OF MASSACHUSETTS
 GARRETT E. WILKERSON, OF OREGON
 STEVE J. WINGLER, JR., OF GEORGIA
 JOHN ANTHONY GERHARD YODER, OF VIRGINIA
 MARGARET ANNE YOUNG, OF MISSOURI
 MELISSA B. ZELLNER, OF ILLINOIS

SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

JOHN J. KIM, OF THE DISTRICT OF COLUMBIA

THE FOLLOWING-NAMED CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE DEPARTMENT OF COMMERCE FOR PROMOTION INTO THE SENIOR FOREIGN SERVICE TO THE CLASS INDICATED:

CAREER MEMBER OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF COUNSELOR, EFFECTIVE JUNE 22, 2008:

DALE N. TASHARSKI, OF TENNESSEE

CONFIRMATIONS

Executive nominations confirmed by the Senate, Wednesday, June 10, 2009:

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be general

LT. GEN. DOUGLAS M. FRASER

IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be general

LT. GEN. STANLEY A. MCCHRYSAL

IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be admiral

ADM. JAMES G. STAVRIDIS

THE ABOVE NOMINATIONS WERE APPROVED SUBJECT TO THE NOMINEES' COMMITMENT TO RESPOND TO REQUESTS TO APPEAR AND TESTIFY BEFORE ANY DULY CONSTITUTED COMMITTEE OF THE SENATE.